IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 28TH MAY 2007 / 7TH JYAISHTA 1929

Crl.Rev.Pet.No. 1843 of 2007-A

CRA.315/2006 of ADDL.SESSIONS COURT(ADHOC-II), THODUPUZHA
CC.430/2005 of JUDL. MAGI. OF FIRST CLASS-I, THODUPUZHA

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REVN. PETITIONER:

SRI.K.C.GEORGE,S/O.CHERIYAN,
KARUKUNNEL HOUSE,WEST,KODIKULAM,
KODIKULAM VILLAGE,
THODUPUZHA TALUK.

BY ADV. SRI.K.K.CHANDRAN PILLAI
SRI.R.V.SATHYAPRIYAN NAIR

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

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1. SRI.A.V.GEORGE,S/O.VARKEY,
AYYAMKOLIL HOUSE,
WEST KODIKULAM,KODUKULAM VILLAGE,
THODUPUZHA TALUK.

2. STATE OF KERALA,
RREPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR MR. AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 28/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P.NO.1843 of 2007

DATED THIS THE 28th May 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a compensation of Rs.1,20,000/- and in default to undergo simple imprisonment for three months. The revision petitioner has only sought for modification of sentence and time to pay the amount of compensation.

In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay the amount of Rs.1,20,000/- as compensation vide Section 357(3) Cr.P.C. The default sentence is confirmed. The revision petitioner is granted six months time to pay the amount. He shall appear before the Judicial First Class Magistrate-I, Thodupuzha on 28-11-2007 to receive sentence. Non-bailable warrant pending, if any, shall be kept in abeyance till then. The Crl.revision petition is disposed of accordingly.

K.R.UDAYABHANU, JUDGE

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